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Patent Case No. AL01132K

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Melton B. Affrime, *et al.*

Application No.: 09/760,588

Group Art Unit: 1614

Filed: January 16, 2001

Examiner: C. Delacroix-Muirheid

For: TREATING ALLERGIC AND
INFLAMMATORY CONDITIONS

Assistant Commissioner for Patents
Washington, D.C. 20231

Schering-Plough Corp.
Patent Dept., K-6-1-1990
Kenilworth, NJ 07033

INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure requirements of 37 C.F.R.

§§ 1.56, 1.97 and 1.98, Applicants respectfully direct the Examiner's attention to the documents listed on the accompanying Form PTO/SB/08A. Applicants have listed publication dates on the attached Form PTO/SB/08A based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present

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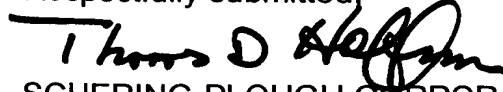
patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will consider information that had been cited by or submitted to the U.S. Patent and Trademark Office in any prior application relied on under 35 U.S.C. § 120. 1138 OG 37, 38 (May 19, 1992).

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

The Examiner's attention also is directed to the following co-pending, commonly-owned U.S. patent applications: (1) U.S. patent application no. 10/088,629, filed March 19, 2002, which is a national stage application of PCT/US00/25609, filed September 19, 2000, and claims priority from U.S. patent application no. 09/400,599 (now abandoned), filed September 22, 1999; and (2) U.S. patent application no. 10/088,708, filed March 20, 2002 which is a national stage application of PCT/US00/25595, filed September 19, 2000, and claims priority to U.S. patent application no. 09/400,147 (now abandoned), filed September 21, 1999. The identification of these U.S. patent applications is not to be construed as a waiver of secrecy as to those applications now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the applications and the art cited therein during examination.

It is respectfully requested that the Examiner initial and return a copy of the enclosed Form PTO/SB/08A, and to indicate in the official file wrapper of this patent application that the documents have been considered.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Thomas D. Hoffman", written over a horizontal line.

SCHERING-PLOUGH CORPORATION

THOMAS D. HOFFMAN

Attorney of Record for Applicants

Reg. No. 28, 221

Tel. No. (908) 298-5037

Fax No. (908) 298-5388

Date: August 22, 2002